

M/WBE Statement

Attachment# 7

M/WBE Analysis of RFP/Bid Respondents

RFP/Bid #: BC-02-23-05-28

Title: RFP for Construction Management Services for Phase I Renovations in the Bank of America Building

M/WBE % Goal: 15.50% Aspirational Composite

The M/WBE Office has reviewed the eight (8) proposals for the RFP for Construction Management Services for Phase I Renovations in the Bank of America Building to determine the M/WBE participation level using the point scale below. Childers Construction/Florida Developers and Bass/CSS LLC received eight (8) points due to the fact they have committed to a minimum participation in the joint venture of at least 20% by a certified minority firm. Culpepper Construction, ARC, Allstate Construction, Inc., Baycrest Corporation, and Ajax Building Corporation received six (6) points because all firms respectively committed to a minimum of 15.5% of the ultimate fee to a certified M/WBE firm. Peter R. Brown Construction received zero (0) points. The respondent is not a certified M/WBE firm with the City of Tallahassee or Leon County nor did they submit an M/WBE firm to subcontract a minimum of 15.5% of the ultimate fee or a minimum participation in the joint venture of at least 20% by a certified minority firm.

The M/WBE Participation Level and points, detailed in the Request for Proposals, is as follows:

The respondent is certified as a Minority Business Firm with Leon County, as defined in the County's M/WBE policy.	10 Points
The respondent is a joint venture of two or more firms/individuals with a minimum participation in the joint venture of at least 20% by certified minority business firms/individuals.	8 Points
The respondent has certified that a minimum of 15.5% of the ultimate fee will be subcontracted to certified MBE Firm(s), and has identified in the proposal the MBE firm(s) that it intends to use.	6 Points

1 Respondent: Culpepper Construction Company, Inc.; Tallahassee, FL				
Detail M/WBE Companies (respondent & subcontractors, as applicable)		Goods and Services	*E/G	**Cert. By
The subcontractors will be determined when the project is bid by the Construction Manager. Culpepper commits to the				
1	15.5%			\$ -
Total M/WBE Participation: 6 Points		15.50%	Met M/WBE Goal? Yes	
2 Respondent: Childers Construction Co./Florida Developers; Tallahassee, FL				
Detail M/WBE Companies (respondent & subcontractors, as applicable)		Goods and Services	*E/G	**Cert. By
1 Florida Developers; Tallahassee, FL			B	CT
Total M/WBE Participation: 8 Points		20.00%	Met M/WBE Goal? Yes	
3 Respondent: ARC/Masterbuilders, Inc., Tallahassee, FL				
Detail M/WBE Companies (respondent & subcontractors, as applicable)		Goods and Services	*E/G	**Cert. By
The subcontractors will be determined when the project is bid by the Construction Manager. ARC commits to the				
1	15.5%			\$ -
Total M/WBE Participation: 6 Points		15.50%	Met M/WBE Goal? Yes	
4 Respondent: Allstate Construction, Inc.; Tallahassee, FL				
Detail M/WBE Companies (respondent & subcontractors, as applicable)		Goods and Services	*E/G	**Cert. By
1	Rippee Construction, Inc.; Tallahassee, FL	General Contractor - All Scopes	F	CT 15-30%
2	Watts Mechanical, Inc.; Tallahassee, FL	HAVC & Plumbing	F	CT 15-20%
3	Professional Electrical Systems, Inc.; Tallahassee, FL	Electrical	B	CT 10%
Total M/WBE Participation: 6 Points		15.50%	Met M/WBE Goal? Yes	
5 Respondent: Peter R. Brown Construction, Inc.; Tallahassee, FL				
Detail M/WBE Companies (respondent & subcontractors, as applicable)		Goods and Services	*E/G	**Cert. By
The respondent is not a certified minority firm by the City of				
1	Tallahassee or Leon County.			\$ -
Total M/WBE Participation: 0 Points		0.00%	Met M/WBE Goal? No	

M/WBE Statement

6	Respondent: Baycrest Corporation; Tallahassee, FL				
	Detail M/WBE Companies (respondent & subcontractors, as applicable)	Goods and Services	*E/G	**Cert. By	M/WBE Participation as % of Total Base Bid
1	The subcontractors will be determined when the project is bid by the Construction Manager. Baycrest commits to the 15.5%				\$ -
	Total M/WBE Participation: 6 Points	15.50%	Met M/WBE Goal?		Yes
7	Respondent: Bass/CSS LLC; Tallahassee, FL				
	Detail M/WBE Companies (respondent & subcontractors, as applicable)	Goods and Services	*E/G	**Cert. By	M/WBE Participation as % of Total Base Bid
1	Construction Support Southeast, Inc.; Tallahassee, FL		B	CT	
	Total M/WBE Participation: 8 Points	20.00%	Met M/WBE Goal?		Yes
8	Respondent: Ajax Building Corporation; Midway, FL				
	Detail M/WBE Companies (respondent & subcontractors, as applicable)	Goods and Services	*E/G	**Cert. By	M/WBE Participation as % of Total Base Bid
1	The subcontractors will be determined when the project is bid by the Construction Manager. Ajax commits to the 15.5%				\$ -
	Total M/WBE Participation: 6 Points	15.50%	Met M/WBE Goal?		Yes
<p>*E/G (Ethnic/Gender): A= Asian B = Black; H = Hispanic; N = Native American; F = Female</p> <p>**Certified By: LC = Leon County; CT = City of Tallahassee</p>					

BOARD OF COUNTY COMMISSIONERS

301 South Monroe Street
Tallahassee, Florida 32301
(850) 488-4710



Commissioners:
WILLIAM C. PROCTOR, JR.
District 1
JANE G. SAULS
District 2
DAN WINCHESTER
District 3
TONY GRIPPA
District 4
BOB RACKLEFF
District 5
ED DEPUY
At-Large
CLIFF THAELL
At-Large
PARWEZ ALAM
County Administrator
(850) 488-9962
HERBERT W.A. THIELE
County Attorney
(850) 487-1008

March 14, 2005

VIA FAX: 850 668-6790

Mr. Keith Leach
Vice President Operations
Peter R. Brown Construction, Inc.
1424 Piedmont Drive East
Tallahassee, Florida 32308-7956

RE: Protest of Request for Proposals for Construction Management Services
to the Ban of America Building and the Leon County Courthouse;
BC-02-23-05-28

Dear Mr. Leach:

As the Purchasing Director for Leon County, Florida, it is my responsibility to review and attempt to resolve any protest filed arising out of a County procurement activity. I have completed a thorough review of all materials, policies, and procedures related to this solicitation and have discussed it with appropriate persons in order to make a determination.

My review of these requirements produces the following findings:

1. The protestant is an actual respondent in this solicitation and thereby has the right to file a protest.
2. A letter of intent to protest was filed timely via facsimile by Mr. Keith Leach on March 4, 2005 (original delivered by Fedex on March 7).
4. The County responded to your letter of intent on March 7, 2005 with a letter acknowledging receipt by Keith M. Roberts, Purchasing Director. This letter also provided a copy of Section 5.13, Bid Protest, of the Leon County Purchasing Policy. All parties to this bid were provided a copy of this letter by facsimile.
5. On Friday, March 11, 2005, a formal protest letter signed by Mr. Keith Leach was received in the Purchasing Division with the required protest bond. The letter of protest and the bid protest bond were filed with the County in a timely manner.

23

Letter to Mr. Keith Leach
Peter R. Brown Construction, Inc.
March 14, 2005
Page 2

Attachment # 7
Page 4 of 4

6. On this date, I sent a letter to Mr. Keith Leach of Peter R. Brown Construction, Inc. acknowledging receipt of the formal protest from that company and indicating the next step in the process.
7. In response to this request for proposals, Peter R. Brown Construction, Inc. submitted a proposal with the Minority/Women Business Enterprise Participation Plan form marked and signed stating "The respondent is certified as a Minority Women Business Firm with Leon County, as defined in the County's MWBE policy." Included with this form was a copy of the Florida Statewide & Inter-Local Certification issued by the Florida Department of Management Services Office of Supplier Diversity with effective dates of March 24, 2004 to March 24, 2005. An on-line check with the Office of Supplier Diversity on this date verified current certification.
8. The MWBE Analysis performed by the County MWBE Office and used for scoring by the RFP Evaluation Committee gave no points to Peter R. Brown Construction, Inc. based upon the lack of current certification with either the Leon County or the City of Tallahassee Minority/Women Business Enterprise Offices..
9. Section 16J (5) of the Leon County Purchasing and Minority/Women Business Enterprise Policy states "MWBE Certification From Other Agencies - The County MWBE Office officially recognizes and accepts the MWBE Certification from the State of Florida (Office of Supplier Diversity), the City of Tallahassee, the Florida Department of Transportation and the Leon County School District."

Based upon the preceding findings and the points presented in your letter of protest, I find that Peter R. Brown Construction, Inc. meets all requirements for recognition as a certified minority business enterprise in Leon County and should be awarded all ten (10) points in the MWBE scoring for this request for proposals. Accordingly, a presentation time for Peter R. Brown Construction, Inc. will be scheduled providing adequate time of preparation and the same materials provided the other firms making presentations.

Pursuant to the Purchasing Policy, you have the right to appeal my decision to the County Administrator. The appeal is to be in writing and filed within 5 calendar days with the Purchasing Director. Notice of this response to your protest is being furnished to all other bidders by copy of this letter. If you have any questions or if I may assist you in any way, please call me at 850/488-6949.

Sincerely,



Keith M. Roberts
Purchasing Director

cc: Kim Dressel, Director of Management Services
Herbert W.A. Thiele, County Attorney